

NO. PD-0703-20
COA NO. 03-18-759-CR

IN THE
COURT OF CRIMINAL APPEALS OF TEXAS
AUSTIN, TEXAS

FILED
COURT OF CRIMINAL APPEALS
10/8/2020
DEANA WILLIAMSON, CLERK

STATE OF TEXAS

Petitioner,

v.

JESSIE BROOKS

Respondent,

On Petition for Discretionary Review from the Third Court of Appeals in Cause
No. CR25688 from the 20th District Court, Milam County, Texas

RESPONDENT'S FIRST MOTION FOR EXTENSION OF TIME TO FILE
RESPONDENT'S BRIEF IN RESPONSE TO STATE'S REQUEST FOR
REVIEW

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ATTORNEY FOR JESSIE BROOKS

TO THE HONORABLE COURT OF CRIMINAL APPEALS:

COMES NOW, Respondent, **JESSIE LEE BROOKS JR.**, who files this First Motion for Extension of Time to File Brief and shows the Court the following:

I.

Respondent's brief is due on or before October 9, 2020.

II.

Respondent is asking for an additional thirty days to file his brief which should make his brief due on or before November 9, 2020. Actual deadline falls on November 8, 2020 which is a Sunday.

III.

Facts which support this request include, but are not limited to, the following:

1. Counsel has a chronic illness and underwent an unexpected medical procedure during the 30-day time period between the submission of the State's PDR and the date Respondent's brief is due. This procedure required general anesthesia and a brief recovery time. Leading up to this procedure, Counsel was out of the office for medical appointments and preparation.

2. Counsel has a large number of CPS cases on her caseload and had to put those first during the time that Counsel was able to work in order to ensure the safety of the children over whom she is Ad Litem.

IV.

Counsel has made a good faith effort to complete the brief despite this interruption but is unable to finish the brief by the current deadline.


V.

Respondent has not asked for a previous extension from this Court in this matter.

PRAYER

WHEREFORE PREMISES CONSIDERED, Respondent asks this Court to extend his time for filing his brief to thirty days from the date the brief is due.

Respectfully Submitted,



Sharon Diaz
SBN 24050005
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CERTIFICATE OF SERVICE

I certify that on October 7, 2020, a true and correct copy of Respondent's First Motion for Extension of Time to File Brief was served to all parties entitled to service via the eservice filing system:

Service to:

Bill Torrey
Milam County District Attorney
204 N. Central
Cameron, TX 76520
daooffice@milamcounty.net

Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Amykaye Millikin on behalf of Sharon Diaz
Bar No. 24050005
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Envelope ID: 46963980
Status as of 10/8/2020 8:35 AM CST

Case Contacts

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Bill Torrey		daoffice@milamcounty.net	10/7/2020 12:01:03 PM	SENT
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Associated Case Party: JessieLeeBrooks, Jr.

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Sharon Diaz		sharon@diazwright.com	10/7/2020 12:01:03 PM	SENT